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Attorney Docket No.: VN734R1 #13

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In Re Reissue Application of: Worsley, et al. )  
Application No.: 09/231,855 ) Examiner: Ton, D.  
Filed: January 14, 1999 ) Group Art Unit: 2732  
For: ASYNCHRONOUS PROCESSOR )  
ACCESS TO A SWITCH TABLE IN )  
A NETWORK WITH )  
ISOCHRONOUS CAPABILITY )

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Assistant Commissioner for Patents  
Washington, D.C. 20231

DECLARATION OF ALAN R. LOUDERMILK

I, Alan R. Loudermilk, am the patent attorney prosecuting this reissue application on behalf of the Applicant.

In response to a telephone call from the Examiner, a new declaration explaining in greater detail the "at least one error upon which reissue is based" was prepared (as will be apparent from the original declaration and the newly-submitted declaration, the at least one error is Applicant claiming less than Applicant was entitled to claim, which is described in the new declaration in detail and is readily apparent from a comparison of the originally-issued claims with the claims added in this reissue). This new declaration was signed by two of the three co-inventors, Debra J. Worsley and Michael T. Werstlein. I have been unable to locate the third named inventor, Richard Thaik.

This declaration is provided to explain that I have made a diligent effort in attempting to locate Richard Thaik. He is no longer employed with the former assignee of the patent that is being reissued (National Semiconductor), and he is no longer employed by his last known

employer (Cisco Systems). It was at Cisco Systems in San Jose that I last met Mr. Thaik in May 1999, which was at the time of execution of the originally-submitted declaration in another application. My recent efforts to locate Mr. Thaik include the following.

I made numerous calls to Cisco Systems and was unable to determine any information regarding his current whereabouts. A letter sent to Cisco Systems was returned to sender. Responses were not received to the letters sent to his last two (believed) home addresses (1566 Cleo Springs Drive, San Jose CA 95131, and 4325 Renaissance Drive, San Jose, CA 95134). Calls to directory assistance were unsuccessful. Various Internet-based searches were not successful. I attempted to track Mr. Thaik down through Purdue University, from which he graduated and to which he has contributed over the years, but the contact information that he maintained with Purdue University had not been updated. Additional efforts to locate Mr. Thaik by way of calls and letters also were undertaken without success.

Based on the previously friendly and cooperative interaction that I had with Mr. Thaik in 1999, it would seem that he has moved to an unknown location and has not received, or is not in position to receive, the correspondence that has been sent to him. Accordingly, and in view of the foregoing, Applicant is submitting a new Declaration executed by the remaining co-inventors and requests that this new Declaration be accepted by the US Patent Office.

I declare that all statements made herein of my knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the reissue application or any patent issued thereon.

Respectfully submitted,

A handwritten signature in black ink, appearing to read 'A. Loudermilk', written in a cursive style.

Alan R. Loudermilk  
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September 4, 2002  
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